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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

- - - - - x  
In re: : Chapter 11  
: :  
CIRCUIT CITY STORES, INC., : Case No. 08-35653  
et al., : :  
: :  
Debtors. : : Jointly Administered  
- - - - - x

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON  
JANUARY 29, 2009 AT 10:00 A.M. (EASTERN)**

Set forth below are the matters previously scheduled to be heard before the Honorable Kevin Huennekens, United States Bankruptcy Judge, in the United States Bankruptcy Court for the Eastern District of Virginia, U.S. Courthouse, 701 East Broad Street, Room 5000, Richmond, VA 23219-1888, on January 29, 2009 beginning at 10:00 a.m. Eastern.

**I. RESOLVED MATTERS**

1. Motion and Supporting Memorandum of CCDC Marion Portfolio, L.P. for an Order Compelling Performance of an Agreement Regarding Emergency Motion for Order Compelling Payment of Post-Petition Rent and for Payment of Reasonable Attorneys' Fees (Docket No. 1342)

Related  
Documents:

- a. Notice of Motion and Hearing (Docket No. 1343)

Objection  
Deadline: January 22, 2009 at 4:00 p.m.

Objections/  
Responses  
Filed: Informal Response of the Debtors

Status: No hearing is necessary. The parties have resolved this matter.

2. Motion by Cottonwood Corners - Phase V, LLC for an Order (A) Compelling Debtor to Immediately Pay Administrative Rent Pursuant to 11 U.S.C. Section 365(d)(3) and 503(b); and (B) Granting Related Relief and Supporting Memorandum (Docket No. 1489)

Related  
Documents:

- a. Notice of Motion and Hearing (Docket No. 1490)

b. Notice of Withdrawal of Motion by Cottonwood Corners - Phase V, LLC (Docket No. 1797)

Objection  
Deadline: January 27, 2009 at 4:00 p.m.

Objections/  
Responses  
Filed: Informal Response of the Debtors

Status: No hearing is necessary. The parties have resolved this matter.

**II. CONTINUED/ADJOURNED MATTERS**

3. Motion for Order Under 11 U.S.C. Sections 105, 362 and 541 and Fed. R. Bankr. P. 3001 and 3002 Establishing Notice, Hearing, and Sell-Down Procedures for Trading in Equity Securities and Claims Against the Debtors' Estates (Docket No. 20)

Related Documents:

- a. Interim Order Under 11 U.S.C. 105, 362 And 541 And Fed. R. Bankr. P. 3001 And 3002 Establishing Notice, Hearing, And Sell-Down Procedures For Trading In Equity Securities And Claims Against The Debtors Estates And Setting Hearing (Docket No. 135)

Objection

Deadline: November 22, 2008 at 4:00 p.m.

Objections/

Responses

Filed:

- a. Informal Response of the Securities Exchange Commission

- b. Informal Response of the Official Committee of Unsecured Creditors

Status: The Debtors have resolved the SEC's response with modifications to the final order. The Debtors are working to resolve the Committee's response. This matter is adjourned until February 13, 2009 at 10:00 a.m.

4. Motion of Motorola Inc. for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. Section 503(b)(9) (Docket No. 1128)

Related Documents:

- a. Notice of Motion and Hearing (Docket No. 1135)

- b. Amended Notice of Motion and Hearing (Docket No. 1242)
- c. Exhibits to Motion of Motorola Inc. for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. Section 503(b)(9) (Docket Nos. 1288, 1289, 1290, 1291, 1292, 1293)

Objection

Deadline: February 6, 2009 at 4:00 p.m.

Objections/

Responses

Filed: None at the time of filing this agenda.

Status: This matter has been adjourned until February 13, 2009 at 10:00 a.m.

- 5. Motion of General Instrument Corporation Doing Business as the Home & Networks Mobility Business of Motorola Inc. for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. Section 503(b)(9) (Docket No. 1134)

Related

Documents:

- a. Notice of Motion and Hearing (Docket No. 1136)
- b. Amended Notice of Motion and Hearing (Docket No. 1243)
- c. Notice of Filing Exhibit to Motion (Docket Nos. 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293)

Objection

Deadline: February 6, 2009 at 4:00 p.m.

Objections/

Responses

Filed: None at the time of filing this agenda.

Status: This matter has been adjourned until February 13, 2009 at 10:00 a.m.

- 6. Debtors' Motion for Order Approving Stipulation by and among the Debtors and International Business Machines

Corporation Pursuant to Bankruptcy Code Sections 105 and 363 and Bankruptcy Rule 9019 (Docket No. 1419)

Related Documents:

- a. Notice of Motion and Hearing (Docket No. 1420)
- b. Motion for an Order Setting an Expedited Hearing (Docket No. 1421)
- c. Order Setting an Expedited Hearing (Docket No. 1709)

Objection

Deadline: January 16, 2009 at 10:00 a.m.

Objections/  
Responses

Filed: Informal Response of the Official Committee of Unsecured Creditors

Status: This matter has been adjourned until February 13, 2009 at 10:00 a.m.

7. Motion of Plumchoice, Inc. for Relief from the Automatic Stay Pursuant to 11 U.S.C. 362(d)(1) to Permit Termination of Dispatch Agreement and Request for Related Relief Including Approval of Shortened Notice Period (Docket No. 1498)

Related Documents:

Objection

Deadline: January 27, 2009 at 4:00 p.m., extended for the Debtors until February 11, 2009 at 4:00 p.m.

Objections/  
Responses

Filed: None at the time of filing this agenda.

Status: This matter has been adjourned until February 13, 2009 at 10:00 a.m.

**III. UNCONTESTED MATTERS GOING FORWARD**

8. Debtors' Motion for Order under Bankruptcy Code Sections 105, 363 and 365 and Bankruptcy Rules 6004 and 6006 Authorizing and Approving (A) Assumption and Assignment of Certain Unexpired Leases of Nonresidential Real Property; and (B) Sale of Certain Nonresidential Real Property Leases Free and Clear of Liens, Claims and Encumbrances to Maryland Acquisitions, LLC or Its Nominee (Docket No. 1266)

Related  
Documents:

- a. Notice of Motion and Hearing (Docket No. 1267)

Objection  
Deadline: January 9, 2009 at 4:00 p.m.

Objections/  
Responses  
Filed:

- a. American Computer Development, Incorporated's (I) Objection to Debtors' Motion for Order Under Bankruptcy Code Sections 105, 363 and 365 and Bankruptcy Rules 6004 and 6006 Authorizing and Approving (A) Assumption and Assignment of Certain Unexpired Leases of Nonresidential Real Property; and (B) Sale of Certain Nonresidential Real Property Leases Free and Clear of Liens, Claims and Encumbrances to Maryland Acquisition, LLC or Its Nominee; and (II) Offer to Purchase the Lease for a Higher Amount (Docket No. 1443)

Status: The parties have resolved the objection of American Computer Development, Incorporated. This matter is going forward.

9. Debtors' Motion for Order Pursuant to Bankruptcy Code Section 105 and Bankruptcy Rule 9019 Approving Agreement between Debtors and Verizon Corporate Services Group, Inc. (Docket No. 1452)

Related  
Documents:

a. Notice of Motion and Hearing (Docket No. 1453)

Objection

Deadline: January 22, 2009 at 4:00 p.m.

Objections/

Responses

Filed: None at the time of filing this Agenda.

Status: This matter is going forward.

10. Motion by Maria G. Moncayo and Luetta Smith to Permit the Filing of a Class Proof of Claim with Supporting Memorandum (Docket No. 1718)

Related

Documents:

a. Notice of Motion and Hearing (Docket No. 1720)

b. Motion to Expedite Hearing (Docket No. 1719)

c. Order Granting Motion to Expedite Hearing (Docket No. 1741)

Objection

Deadline: January 29, 2009 at 10:00 a.m.

Objections/

Responses

Filed: None at the time of filing this agenda.

Status: This matter is going forward.

#### **IV. CONTESTED MATTERS**

11. Debtors' Motion for Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 21)

Related

Documents:

- a. Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 81)

Objection

Deadline: December 18, 2008 at 4:00 p.m.

Objections/

Responses

Filed:

- a. Limited Objection by Dick's Sporting Goods, Inc. to Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 275)

Status: The parties are working to resolve this objection. This matter is going forward.

- b. Limited Objection by Golf Galaxy, Inc. to Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 277)

Status: The parties are working to resolve this objection. This matter is going forward.

- c. Objection of Dollar Tree Stores, Inc. to the Order Pursuant to 11 U.S.C. Sections 105(A), and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 351)

Related

Documents:

- (i) Response of Chalek Company, LLC, (Landlord) to Objection of Dollar Tree Stores, Inc. (Sublessee) to the Order Pursuant to 11 U.S.C. §§ 105(A), and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection Of Unexpired Leases And

Subleases Of Nonresidential Real Property And  
Abandonment Of Personal Property as of the  
Petition Date (Docket No. 1481)

- (ii) Notice of Withdrawal of Response of Chalek Company, LLC (Docket No. 1778)

Status: The parties are working to resolve this objection. This matter is going forward.

- d. Joinder of Landlord, 120 Orchard, 427 Orchard LLC and FT Orchard LLC in Limited Objection to Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 354)

Related Documents:

- (i) Landlords' 120 Orchard, 427 Orchard LLC and FT Orchard LLC Motion and Supporting Memorandum for an Order Compelling Payment of Post-Petition Rent and Granting Related Relief and Supplement to Joinder in Limited Objection (Dkt. Nos. 277 and 354) (Docket No. 949)

Status: The parties are working to resolve this objection. This matter is going forward.

- e. Joinder Of Galleria Plaza, Ltd. To Limited Objection Of Dick's Sporting Goods, Inc. To Order Pursuant To 11 U.S.C. Sections L05(a), 365(a) And 554 And Fed. R. Bankr. P. 6006 Authorizing Rejection Of Unexpired Leases And Subleases Of Nonresidential Real Property And Abandonment Of Personal Property Effective As Of The Petition Date (Docket No. 719)

Related Documents:

- (i) Amended Joinder Of Galleria Plaza, Ltd. To Limited Objection Of Dick's Sporting Goods, Inc. To Order Pursuant To 11 U.S.C. Sections L05(a), 365(a) And 554 And Fed. R. Bankr. P. 6006 Authorizing Rejection Of Unexpired Leases And

Subleases Of Nonresidential Real Property And  
Abandonment Of Personal Property Effective As Of  
The Petition Date (Docket No. 927)

Status: The parties are working to resolve this objection. This matter is going forward.

f. Debtors' Omnibus Reply to Objections and in Support of Motion of the Debtors for Entry of an Order Pursuant to 11 U.S.C. §§ 105(a), 365(a) and 554 and Fed. R. Bankr. P. 6006 Authorizing Rejection of Unexpired Leases of Nonresidential Real Property and Abandonment of Personal Property Effective as of the Petition Date (Docket No. 664)

General

Status: This matter is going forward.

12. Notice of Motion and Motion of Mansfield SEQ 287 & Debbie, Ltd. for Order Under Bankruptcy Code Sections 105, 362, and 363, Federal Bankruptcy Rule 9014, and Local Bankruptcy Rule 4001(a)-1, Modifying the Automatic Stay to (I) Permit the Administrative Freeze of Certain Funds, and (II) to Permit the Exercise of Setoff and Recoupment, or for Adequate Protection and Supporting Memorandum of Law (Docket No. 449)

Related

Documents:

a. Exhibits to Motion for an Order Granting Adequate Protection Pursuant to 11 U.S.C. §§ 361 and 363 (Docket Nos. 460, 461, 462, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486).

Objection

Deadline: January 23, 2009 at 4:00 p.m.

Objections/

Responses

Filed: Informal Response of the Debtors

Status: The parties are working to resolve this matter and anticipate submitting a consensual form of order. This matter is going forward.

13. Motion by Reverend Dwayne Funches for Relief from Automatic Stay of 11 U.S.C. Section 362(a) with Supporting Memorandum of Law and Request for Shortened Notice and Expedited Hearing (Docket No. 487)

Related Documents:

- a. Amended Motion to Expedite Hearing (Docket No. 566)
- b. Agreed Order (Docket No. 639)

Objection

Deadline: December 1, 2008 at 4:00 p.m.

Objections/

Responses

Filed:

- a. Debtors' Response and Objection to Motion for Relief from Automatic Stay of 11 U.S.C. Section 362(a) with Supporting Memorandum of Law and Request for Shortened Notice and Expedited Hearing (Docket No. 558)

Status: This matter is going forward.

14. Motion by Engineered Structures, Inc. to Terminate Automatic Stay and Rule 4001(a)-1 Notice (Docket No. 1070)

Objection

Deadline: January 9, 2009 at 4:00 p.m.

Objections/

Responses

Filed:

- a. Debtors' Objection to Engineered Structures, Inc. Motion to Terminate Automatic Stay (Docket No. 1448)

- b. Reply Brief by Engineered Structures, Inc. in Support of Motion to Terminate Automatic Stay and Rule 4001.2 Notice (Docket No. 1536)

Status: The parties have submitted a consensual form order that partially resolves the

motion. The parties are working to resolve the remaining relief requested in the motion and anticipate submitting a consensual form of order. This matter is going forward.

15. Application of Official Committee of Unsecured Creditors of Circuit City Stores, Inc. for Order Under 11 U.S.C. Sections 1103 and 327 and Fed. R. Bankr. P. 2014 and 5002, Authorizing and Approving Retention and Employment, Nunc Pro Tunc, of Protiviti, Inc. as Financial Advisor (Docket No. 1194)

Related Documents:

- a. Notice of Motion and Hearing (Docket No. 1196)
- b. Order Authorizing and Approving the Employment of Protiviti, Inc. as Financial Advisor to the Official Committee of Unsecured Creditors Retroactive to November 18, 2008 (Docket No. 1668)

Objection Deadline: January 9, 2009 at 4:00 p.m.

Objections/ Responses Filed: Informal Response of the Debtors

Status: This matter is going forward on a limited basis to address certain aspects of the Debtors' informal objection, which were noted on the record at the hearing on January 16, 2009.

16. Application of Official Committee of Unsecured Creditors of Circuit City Stores, Inc. for an Order Pursuant to Sections 328 and 1103 of the Bankruptcy Code and Bankruptcy Rule 2014 Authorizing the Retention and Employment of Jefferies & Company, Inc. as Financial Advisors to the Official Committee of Unsecured Creditors Nunc Pro Tunc to November 18, 2008 (Docket No. 1195)

Related Documents:

- a. Notice of Motion and Hearing (Docket No. 1196)
- b. Agreed Order Pursuant to Sections 328 and 1103 of the Bankruptcy Code and Bankruptcy Rule 2014 Authorizing the Retention and Employment of Jefferies & Company, Inc. as Financial Advisors to the Official Committee of Unsecured Creditors Nunc Pro Tunc to November 18, 2008 (Docket No. 1682)

Objection

Deadline: January 9, 2009 at 4:00 p.m.

Objections/

Responses

Filed: Informal Response of the Debtors

Status:

This matter is going forward on a limited basis to address certain aspects of the Debtors' informal objection, which were noted on the record at the hearing on January 16, 2009.

17. Motion of Cole CC Taunton MA, LLC for an Order Compelling the Debtors to Perform Timely All Lease Obligations Including the Payment of Post-Petition Rent Pursuant to 11 U.S.C. Section 365(d)(3) (Docket No. 1465)

Related

Documents:

- a. Notice of Motion and Hearing (Docket No. 1466)

Objection

Deadline: January 27, 2009 at 4:00 p.m.

Objections/

Responses

Filed: Informal Response of the Debtors

Status:

The parties are working to resolve this matter. This matter is going forward.

18. Motion by Chase Bank USA, National Association to Compel Rejection of Consumer Credit Card Program Agreement Pursuant to 11 U.S.C. Section 365(d)(2) and to Obtain Limited Relief from the Automatic Stay Pursuant to 11 U.S.C. Section 362(d) (Docket No. 1687)

Related  
Documents:

- a. Motion for Expedited Hearing (Docket No. 1688)
- b. Order Granting Expedited Hearing and Shortened Notice Period (Docket No. 1742)

Objection

Deadline: January 27, 2009 at 5:00 p.m.

Objections/

Responses

Filed: Informal Response of the Debtors

Status: The Debtors intend to file a formal objection. This matter is going forward.

19. Motion of Federal Warranty Services Corporation, Sureway, Inc., American Bankers Insurance Company of Florida, and United Service Protection, Inc. To Compel Assumption Or Rejection Of Agreements Between The Assurant Companies And Circuit City Stores, Inc., Or In The Alternative Motion For Relief From Stay To Terminate Agreements, And Memorandum In Support (Docket No. 1794)

Related  
Documents:

- a. Motion of Federal Warranty Services Corporation, Sureway, Inc., American Bankers Insurance Company of Florida, and United Service Protection, Inc. For Expedited Hearing On The Motion of Federal Warranty Services Corporation, Sureway, Inc., American Bankers Insurance Company of Florida, and United Service Protection, Inc. To Compel Assumption Or Rejection Of Agreements Between The Assurant Companies And Circuit City Stores, Inc., Or In The Alternative Motion For Relief From Stay To Terminate Agreements, And Memorandum In Support (Docket No. 1795)

- b. Notice of Motion and Hearing (Docket No. 1796)

Objection

Deadline: January 28, 2009 at 11:59 p.m.  
(Requested)

Objections/  
Responses

Filed: None at the time of filing this agenda.

Status: If the Court grants the motion to expedite, this matter is going forward.

Dated: January 27, 2009 SKADDEN, ARPS, SLATE, MEAGHER &  
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